

LEGISLATURE OF NEBRASKA
NINETY-NINTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 105
FINAL READING

Introduced by Chambers, 11

Read first time January 6, 2005

Committee: Judiciary

A BILL

1 FOR AN ACT relating to courts; to amend sections 25-1629.01 and
2 25-1635, Reissue Revised Statutes of Nebraska; to change
3 provisions relating to juror qualification forms; to
4 provide powers and duties; and to repeal the original
5 sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 25-1629.01, Reissue Revised Statutes
2 of Nebraska, is amended to read:

3 25-1629.01. The jury commissioner shall mail to every
4 prospective juror whose name appears on the proposed juror list a
5 juror qualification form accompanied by instructions to fill out
6 and return the form by mail to the jury commissioner within ten
7 days after its receipt. The juror qualification form shall be in
8 the form prescribed by the ~~jury commissioner, subject to approval~~
9 ~~by the court~~ Supreme Court. Notarization of the juror
10 qualification form shall not be required. If the prospective juror
11 is unable to fill out the form, another person may do it for him or
12 her and shall indicate that he or she has done so and the reason
13 therefor. If it appears that there is an omission, ambiguity, or
14 error in a returned form, the jury commissioner shall again send
15 the form with instructions to the prospective juror to make the
16 necessary addition, clarification, or correction and to return the
17 form to the jury commissioner within ten days after its second
18 receipt.

19 Sec. 2. Section 25-1635, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 25-1635. (1) It shall be unlawful for a jury
22 commissioner or the officer in charge of the election records, or
23 any clerk or deputy thereof, or any person who may obtain access to
24 any record showing the names of persons drawn to serve as grand or
25 petit jurors to disclose to any person, except to other officers in
26 carrying out official duties or as herein provided, the name of any
27 person so drawn or to permit any person to examine such record or
28 to make a list of such names, except under order of the court. The

1 application for such an order shall be filed in the form of a
2 motion in the office of the clerk of the district court, containing
3 the signature and residence of the applicant or his or her attorney
4 and stating all the grounds on which the request for such order is
5 based. Such order shall not be made except for good cause shown in
6 open court and it shall be spread upon the journal of the court.
7 Any person violating any of the provisions of this section shall be
8 guilty of a Class IV felony. Notwithstanding the foregoing
9 provisions of this section, the judge or judges in any district
10 may, in his, her, or their discretion, provide by express order for
11 the disclosure of the names of persons drawn from the revised key
12 number list for actual service as grand or petit jurors.

13 (2) Notwithstanding subsection (1) of this section, the
14 Supreme Court or an agent of the Supreme Court acting under the
15 direction and supervision of the Chief Justice shall have access to
16 juror qualification forms for research purposes. The Supreme Court
17 and its agent shall treat such information as confidential, and
18 nothing identifying any individual shall be released.

19 Sec. 3. Original sections 25-1629.01 and 25-1635,
20 Reissue Revised Statutes of Nebraska, are repealed.